

The City Council of the City of Mattoon held a regular meeting in the Council Chambers at City Hall on March 4, 2008 at 7:00 p.m. after the 6:30 p.m. caucus session, where the Council discussed pending agenda items.

Mayor Cline presiding.

Mayor Cline led the Pledge of Allegiance.

The following physically present members of the Council answered roll call: YEA Commissioner Rick Hall, YEA Commissioner Joseph McKenzie, YEA Commissioner David Schilling, YEA Mayor David Cline. Commissioner Randy Ervin was absent.

Also physically present were City personnel: City Administrator Alan Gilmore, City Attorney & Treasurer J. Preston Owen, Public Works Director David Wortman, Fire Chief Mike Chism, Assistant Fire Chief Andy Adair, Police Chief David Griffith, Deputy Police Chief Adam Weinstock, Intern Courtney Cooper, Water Treatment Plant Superintendent Jim Lang, and City Clerk Susan J. O'Brien.

Mayor Cline seconded by Commissioner Hall moved to permit the electronic attendance of Commissioner Randy Ervin due to employment purposes.

Mayor Cline opened the floor for questions or comments. No questions or comments.

Mayor Cline declared the motion carried by the following vote: Absent Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor Cline.

Commissioner Ervin attended presently by means of audio conference at 7:02 p.m.

Mayor Cline seconded by Commissioner Schilling moved to approve the consent agenda consisting of: minutes of the regular meeting February 19, 2008; police department report for the month of January 2008, payroll and bills for the last half of February, 2008 and HOME Rehab Grant Expenditures.

Bills and payroll for the last half of February, 2008

General Fund

Payroll		\$	249,186.51
Bills		\$	<u>60,775.18</u>
	Total	\$	309,961.69

Hotel Tax Fund

Payroll		\$	1,570.95
Bills		\$	<u>1,664.38</u>
	Total	\$	3,235.33

Festival Management

Bills		\$	<u>498.71</u>
	Total	\$	498.71

Insurance & Tort Judgment

Bills		\$	<u>46,443.00</u>
	Total	\$	46,443.00

Midtown TIF Fund

Bills		\$	<u>3,734.38</u>
	Total	\$	3,734.38

Capital Project Fund

Bills		\$	<u>302.78</u>
	Total	\$	302.78

Water Fund

Payroll		\$	28,178.78
Bills		\$	<u>23,471.65</u>
	Total	\$	51,650.43

Sewer Fund

Payroll		\$	36,748.25
Bills		\$	<u>8,856.84</u>
	Total	\$	45,605.09

Cemetery Fund

Payroll		\$	3,374.16
Bills		\$	<u>9,555.64</u>
	Total	\$	12,929.80

Health Insurance

Bills		\$	<u>90,218.94</u>
	Total	\$	90,218.94

Motor Fuel Tax Fund

Bills		\$	<u>10,465.97</u>
	Total	\$	10,465.97

Mayor Cline opened the floor for questions or comments. No questions or comments.

Mayor Cline declared the motion to approve the consent agenda carried by the following vote: YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor Cline.

Mayor Cline opened the floor for public presentation, petitions and communications.

Mr. Herb Meeker of the Journal Gazette questioned the CDAP Grant Family Farmers Meats' other grant funds to be received from the general fund or the enterprise fund. Attorney & Treasurer Owen stated the funds would be from general fund economic development dollars within the scope of the agreement.

Mayor Cline seconded by Commissioner McKenzie moved to adopt Resolution 2008-2735, authorizing the Mayor to execute a DCEO CDAP participation agreement for grant funds to extend the utility extension for Family Farmers Meats LLC.

CITY OF MATTOON, ILLINOIS

RESOLUTION NO. 2008-2735

RESOLUTION AUTHORIZING APPROVAL OF PARTICIPATION AGREEMENT TO FULFILL GRANT CONDITION FOR A COMMUNITY DEVELOPMENT ASSISTANCE PROGRAM (CDAP) ECONOMIC DEVELOPMENT INFRASTRUCTURE GRANT AWARDED ON SEPTEMBER 24, 2007 BY THE ILLINOIS DEPARTMENT OF COMMERCE AND ECONOMIC OPPORTUNITY

WHEREAS, The City of Mattoon, Illinois was awarded a \$375,000 Community Development Assistance Program (hereinafter known as CDAP) Economic Development Infrastructure Grant Award from the Illinois Dept of Commerce and Economic Opportunity (hereinafter known as DCEO) on September 24, 2007 to support an expansion by Family Farmers Meats, L.L.C. (hereinafter known as FFM-LLC), and,

WHEREAS, DCEO requires that a "Participation Agreement" be executed by FFM-LLC as one of the conditions for releasing CDAP Grant funds for CDAP Grant related project expenses and to insure that FFM-LLC investment and job creation performance objectives as stated in said Grant Award are fulfilled, and,

WHEREAS, Said Participation Agreement has been signed by FFM-LLC and reviewed by staff from the City of Mattoon and the City’s CDAP Grant Administrator (Coles County Regional Planning & Development Commission); said staff recommending that said Participation Agreement be approved by the City Council, and,

WHEREAS, Said Participation Agreement is attached and incorporated hereto as “Attachment A”.

NOW, THEREFORE BE IT RESOLVED by the Mattoon City Council as follows:

Section 1. The facts and statements contained in the preamble to this Resolution are found to be true and correct and are hereby adopted as part of this Resolution.

Section 2. Approve the Participation Agreement signed by Family Farmers Meats, L.L.C. for submission to DCEO and authorize the Mayor to sign the Participation Agreement.

Upon motion by Mayor Cline, seconded by Commissioner McKenzie adopted this 4th day of March, 2008, by a roll call vote, as follows:

AYES (Names):	<u>Commissioner Ervin, Commissioner Hall,</u> <u>Commissioner McKenzie, Commissioner Schilling,</u> <u>Mayor Cline</u>
NAYS (Names):__	<u>None</u>
ABSENT (Names)	<u>None</u>

Approved this 4th day of March, 2008.

/s/ David W. Cline
David W. Cline, Mayor
City of Mattoon, Coles County, Illinois

ATTEST: APPROVED AS TO FORM:

<u>/s/ Susan J. O’Brien</u> Susan J. O’Brien, City Clerk	<u>/s/ J. Preston Owen</u> J. Preston Owen, City Attorney
---	--

Recorded in the Municipality’s Records on March 5, 2008.

Attachment: Attachment A, FFM-LLC Participation Agreement

Mayor Cline opened the floor for questions or comments. No questions or comments.

Mayor Cline declared the motion carried by the following vote: YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor Cline.

Commissioner Hall seconded by Commissioner Schilling moved to approve Council Decision Request 2008-856: awarding the bids for water treatment chemicals of the Water Treatment Plant as follows:

General Chemical for Alum in the amount of \$41,910.00;
Ethanol Products for CO² in the amount of \$9,000.00;
Norit for Carbon in the amount of \$36,000.00;
SAL Chemical for Polymer in the amount of \$25,060;
Brenntag for Chlorine in the amount of \$9,100.00;
Brenntag for Flouride in the amount of \$15,200.00;
Brenntag for Ammonia in the amount of \$10,500.00;
Carus for Polyphosphate blend in the amount of \$14,125.00.

Mayor Cline opened the floor for questions or comments. No questions or comments.

Mayor Cline declared the motion carried by the following vote: YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor Cline.

Commissioner Hall seconded by Commissioner McKenzie moved to adopt Ordinance 2008-5251, establishing the charge for placing ashes in the Cremation Niche at Dodge Grove Cemetery.

CITY OF MATTOON, ILLINOIS

ORDINANCE NO. 2008-5251

AN ORDINANCE ESTABLISHING THE CHARGE FOR PLACING ASHES IN THE CREMATION NICHE AT DODGE GROVE CEMETERY

WHEREAS, the City of Mattoon accounts for operations of Dodge Grove Cemetery in an Enterprise Fund; and

WHEREAS, the City of Mattoon sets the charges for interments and other services at Dodge Grove Cemetery; and,

WHEREAS, the City of Mattoon recently completed a niche to hold the cremated ashes of up to 48 people; and,

WHEREAS, the Public Works Advisory Board recommended approving this ordinance at a regular meeting held February 26, 2008.

NOW, THEREFORE, BE IT ORDAINED by the City Council of the City of Mattoon as follows:

Section 1. Effective March 5, 2008, the following is hereby appended to Section §91.27 of Chapter 91 of the Code of Ordinances of the City of Mattoon:

§ 91.27 SCHEDULE OF CEMETERY CHARGES.

(E) Charge for purchase of and placing ashes into an opening in the cremation niche shall be \$600.00.

Section 2. This ordinance shall be effective upon approval as provided by law.

Upon motion by Commissioner Hall, seconded by Commissioner McKenzie, adopted this 4th day of March, 2008, by a roll call vote, as follows:

AYES (Names): Commissioner Ervin, Commissioner Hall
Commissioner McKenzie, Commissioner Schilling ,
Mayor Cline

NAYS (Names): None

ABSENT (Names): None

Approved this 4th day of March, 2008.

/s/ David W. Cline
David W. Cline, Mayor
City of Mattoon, Coles County, Illinois

ATTEST: APPROVED AS TO FORM:

/s/ Susan J. O'Brien
Susan J. O'Brien, City Clerk

/s/ J. Preston Owen
J. Preston Owen, City Attorney

Recorded in the Municipality's Records on March 5, 2008.

Mayor Cline opened the floor for questions or comments. No questions or comments.

Mayor Cline declared the motion carried by the following vote: YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor Cline.

Commissioner Hall seconded by Commissioner Schilling moved to approve Council Decision Request 2008-857, authorizing the findings, and committing to the terms, and authorizing the Mayor to sign the 2008 Mattoon CSO (Combined Sewer Overflow) Long-term Control Plan.

Mayor Cline opened the floor for questions or comments. No questions or comments.

Mayor Cline declared the motion carried by the following vote: YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor Cline.

Commissioner Ervin seconded by Commissioner Hall moved to approve Council Decision Request 2008-858, approving a \$6,000 grant by the Tourism Advisory Committee from hotel/motel tax funds to Mattoon Krush Baseball for the 2008 Mattoon Krush Invitational to be held April 25, 26, 27, 2008.

Mayor Cline opened the floor for questions or comments. No questions or comments.

Mayor Cline declared the motion carried by the following vote: YEA Commissioner Ervin, YEA Commissioner Hall, YEA Commissioner McKenzie, YEA Commissioner Schilling, YEA Mayor Cline.

Commissioner Hall seconded by Commissioner Schilling moved to adopt Special Ordinance 2008-1267, authorizing the sale of Lot 21 in Lake Paradise Subdivision to Fred Grissom, Sr., current owner of a home on leased premises at Lot 21, Lake Paradise Subdivision, and authorizing the Mayor to sign all documents necessary to complete the transaction. (Commonly known as 3221 E. Lake Paradise Road).

CITY OF MATTOON, ILLINOIS

SPECIAL ORDINANCE NO. 2008 -1267

SPECIAL ORDINANCE: AUTHORIZING THE SALE OF LOT 21 IN LAKE PARADISE SUBDIVISION TO FRED GRISSOM, SR. CURRENT OWNER OF A HOME ON LEASED PREMISES AT LOT 21, LAKE PARADISE SUBDIVISION, AND AUTHORIZING THE MAYOR TO SIGN ALL DOCUMENTS NECESSARY TO COMPLETE THE TRANSACTION. (COMMONLY KNOWN AS 3221 E. LAKE PARADISE ROAD)

WHEREAS, state statute (65 ILCS 5/11-76-4.1) enables the corporate authorities to accept any contract proposal determined by them to be in the best interest of the municipality by a vote of two-thirds of the corporate authorities then holding office, but in no event at a price less than 80% of the appraised value; and

WHEREAS, by Resolution 2006-2642, adopted March 21, 2006, the City Council made a finding that the real estate owned by the municipality that is the subject of this ordinance is no longer necessary or required for the use of the municipality; and

WHEREAS, said resolution authorized the management staff to solicit offers for the sale of this real estate provided that any such sale shall be subject to ratification by a special ordinance of the City Council; and

WHEREAS, Fred Grissom, Sr. has made an offer to purchase the property for \$18,200.00; and

WHEREAS, Fred Grissom, Sr. owns the home located on the property; and

WHEREAS, Stanley D. Gordon, CREA of Gordon Appraisal Service, Inc. determined \$18,200.00 was the fair market value of the real estate as of January 24, 2008 a copy of which is attached hereto and incorporated herein by this reference; and

WHEREAS, The City has undertaken to have the property subdivided, appraised and has had the title insurance covering the property updated and the purchasers are willing to pay their share of those costs; and

WHEREAS, the City Attorney has prepared a Real Estate Sales Contract that is attached to the Special Ordinance and incorporated herein by this reference.

NOW, THEREFORE, BE IT ORDAINED BY THE CITY COUNCIL FOR THE CITY OF MATTOON, COLES COUNTY, ILLINOIS, as follows:

/s/ Susan J. O'Brien
City Clerk